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TRANSMITTAL SLIP	DATE 16 Sept
TO: DDA	
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REMARKS:

EXO/DDA 17 Sep
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85-3243

OLL 85-2710
16 September 1985

DD/A REGISTRY
FILE: 10.0 - 13

MEMORANDUM FOR: See Distribution

FROM: [redacted] STAT
Chief, Legislation Division
Office of Legislative Liaison

SUBJECT: Summary of Senate Action to Date on S. 1271, the "Intelligence Authorization Act for Fiscal Year 1986": S. Rpt. 99-136

1. As you know, S. 1271, the Intelligence Authorization Act for Fiscal Year 1986, after being reported out by the Senate Select Committee on Intelligence (SSCI), was jointly referred to four Senate committees: Armed Services, Foreign Relations, Judiciary and Governmental Affairs. On 11 September 1985, these four committees were discharged from further consideration of the bill and the attached report, S. Rept. 99-136, was issued. The results of the various committee actions are described below.

Armed Services - Access to State and Local Government Criminal History Record Information

2. The Armed Services Committee considered the bill and reported it favorably with one amendment. That amendment would grant the Agency, the Department of Defense and the Office of Personnel Management access to criminal history record information and files maintained by state and local governments on persons applying for positions having access to sensitive national security information. You will recall that the Armed Service Committee previously solicited the Agency's views on this amendment and was told that the Agency fully supported it.

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Judiciary - Defector Citizenship

3. Title V of S. 1271, the Title containing the Agency's defector citizenship proposal as modified by the SSCI (modified standard, limit of 15 persons per year and oversight reporting requirement), was referred to the Judiciary Committee. The Judiciary Committee took no action on the provision and made no report. Hence, Title V, as reported out by the SSCI, is now cleared for Senate floor action and has been tacitly approved by the Judiciary Committee.

Executive Schedule Increase For DCI And DDCI

4. Section 603 of S. 1271 would elevate the DCI and DDCI to Levels I and II, respectively, of the Executive Schedule. After S. 1271 was reported from SSCI, it was referred to the Senate Committee on Governmental Affairs for the sole purpose of reviewing section 603. By a vote of 10 to 3, that Committee voted to delete section 603. Both Senator Roth and Senator Durenberger voted to delete section 603. The Government Affairs Committee Amendment to delete will be taken up on the Senate floor later this month. There is no equivalent provision in the House bill.

Applying the Foreign Missions Act to Persons Seconded to the United Nations

5. The SSCI bill directs the Secretary of State to apply the restrictions contained in the Foreign Missions Act of 1982 to foreign personnel seconded to the U.N. The HPSCI bill does not contain a similar provision. This same provision was recently included as part of the State Department Authorization Bill for FY 1986. While the bill was referred to the Senate Foreign Relations Committee after being reported from SSCI, Foreign Relations took no action to strike the provision.

Diplomatic Equivalence and Reciprocity

6. The SSCI bill contains provisions which would limit the number of Soviet diplomatic and consular personnel serving in the United States to the same number of U.S. nationals serving in the Soviet Union unless the President certifies that

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additional admissions of Soviet personnel would be in the best interests of the United States. Because a similar provision was included as part of the 1986 State Department Authorization Bill, which the President has signed into law, this provision may drop out of this bill. No similar provision is included in the HPSCI bill.

Benefits for CIA Employees Serving at Unhealthful Posts

8. Section 602 of the bill amends CIARDS to provide for an additional retirement credit in lieu of a post differential for service by Agency employees at unhealthful posts. No action was taken on this provision by any of the Senate Committees to which S. 1271 was referred after being reported from SSCI. Therefore, this provision has been retained in the bill. There is no equivalent provision in the House bill.

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Attachment
as stated

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